**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**

Crl. Misc. No.62290-M of 2006

DATE OF DECISION:28.11.2006

Lakhbir Singh @ Lakhvir Singh .....Petitioner

Versus

State of Punjab .....Respondent

**CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL**

Present:- Shri Ajay Pal Singh, Advocate
for the petitioner.

Shri N.S. Gill, AAG, Punjab.

****

Petitioner Lakhbir Singh @ Lakhvir Singh apprehending his arrest in a non-bailable offence in case FIR No. 12 dated 1.2.2006 under Sections 457 and 380 IPC, registered at Police Station Kotwali Nabha, District Patiala, has filed this petition under Section 438 Cr.P.C. for anticipatory bail.

I have heard counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that the petitioner has been falsely implicated in the aforesaid FIR only on the basis of supplementary statement of the complainant alleging therein that he has doubt that one of the mobile sets, which was stolen from his shop is being used by the petitioner.

Counsel for the petitioner further contends that in view of the order dated 12.10.2006, the petitioner has joined the investigation. Counsel for the respondent-State on instructions from Head Constable Nirmal Singh does not dispute this fact and further states that the petitioner is no more required for custodial interrogation.

In view of the above, the interim bail, granted vide order dated 12.10.2006 is made absolute subject to the same terms and conditions.

Disposed of accordingly.

November 28, 2006 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**